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3 CITY OF CUYAHOGA FALLS, OHIO

4  
5 ORDINANCE NO. - 2026

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7 AN ORDINANCE AUTHORIZING THE DIRECTOR OF  
8 PUBLIC SERVICE TO ENTER INTO A CONTRACT OR  
9 CONTRACTS WITHOUT COMPETITIVE BIDDING WITH  
10 PATRIOT ENGINEERING AND ENVIRONMENTAL, INC.  
11 FOR REMOVAL OF UNDERGROUND STORAGE TANKS ON  
12 FRONT STREET, AND DECLARING AN EMERGENCY.  
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15 WHEREAS, as authorized by Ordinance 52-2024, the South Front Streetscape project  
16 is currently under construction, which requires new underground stormwater piping and  
17 infrastructure to be installed; and

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19 WHEREAS, during the excavation for this stormwater infrastructure at the locations  
20 of 1816 Front Street and 1914 Front Street, multiple previously unknown underground  
21 storage tanks were discovered and need to be removed in a timely manner to allow for  
22 the South Front construction to progress on schedule; and

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24 WHEREAS, Ohio Revised Code Section 735.051 authorizes this Council to waive  
25 formal competitive bidding and advertising for contracts where there is a real and present  
26 emergency arising in connection with the operation and maintenance of a municipally-  
27 owned facility; and

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29 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls,  
30 County of Summit and State of Ohio:

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32 Section 1. The Director of Public Service is hereby authorized to enter into a contract  
33 or contracts without competitive bidding with Patriot Engineering and Environmental,  
34 Inc. for the emergency removal of underground storage tanks on Front Street in the City  
35 of Cuyahoga Falls.

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37 Section 2. The Director of Finance is hereby authorized and directed to make  
38 payment for same from the Capital Project Fund, line item Capital Outlay.

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40 Section 3. Any other ordinances or resolutions or portions of ordinances and  
41 resolutions inconsistent herewith be and the same are hereby repealed, but any  
42 ordinances and resolutions not inconsistent herewith and which have not previously been  
43 repealed are hereby ratified and confirmed.

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45 Section 4. It is found and determined that all formal actions of this Council  
46 concerning and relating to the adoption of this ordinance were adopted in an open  
47 meeting of this Council, and that all deliberations of this Council and of any of its  
48 committees that resulted in such formal action, were in meetings open to the public, in  
49 compliance with all legal requirements, to the extent applicable, including Chapter 107  
50 of the Codified Ordinances.  
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55        Section 5. This ordinance is hereby declared to be an emergency measure necessary  
56 for the preservation of the public peace, health, safety, convenience and welfare of the  
57 City of Cuyahoga Falls and the inhabitants thereof, and provided it receives the  
58 affirmative vote of two thirds of the members elected or appointed to Council, it shall take  
59 effect and be in force immediately upon its passage and approval by the Mayor; otherwise  
60 it shall take effect and be in force at the earliest period allowed by law.

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Passed: \_\_\_\_\_

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President of Council

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Clerk of Council

Approved: \_\_\_\_\_

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Mayor

4/13/26